

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

JEFFREY A. KORBEL,

Petitioner,

v.

**CASE NO. 2:06-cv-625
JUDGE MARBLEY
MAGISTRATE JUDGE KING**

ROB JEFFREYS, Warden,

Respondent.

OPINION AND ORDER

On October 24, 2007, the Magistrate Judge issued a *Report and Recommendation* recommending that claim two of the instant petition for a writ of habeas corpus pursuant to 28 U.S.C. §2254 be dismissed as barred by the one-year statute of limitations. The Magistrate Judge also noted that the claim was without merit. Although the parties were explicitly advised of the right to object to the Magistrate Judge's *Report and Recommendation* and of the consequences of failing to do so, no objections have been filed.

The *Report and Recommendation* is **ADOPTED** and **AFFIRMED**. Claim two of petitioner's habeas corpus petition hereby is **DISMISSED**.

IT IS SO ORDERED.

s/Algenon L. Marbley
ALGENON L. MARBLEY
United States District Judge